IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.22992 of 2004

Between:

Dr.Mohammed Asim Ahmed S/o.Mohammed Irshed Ahmed
R/o.H.No.6-3-1219/1/7/A, Kundan Bagh, Begumpet Hyderabad.

..... PETITIONER

AND

The Regional Passport Officer, Secunderabad.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly a writ in the nature of Writ of Mandamus directing the respondent herein to receive and consider the petitioner representation dated 3-12-2004 and correct the petitioner date of birth in the pass port as 30-5-1975 instead of 24.1.1977.

Counsel for the Petitioner: MR.A.RAVI SHANKAR

Counsel for the Respondent: MR. M. RAMALINGESWARA REDDY (Addl. SC for CG)

The Court at the stage of admission made the following:

ORDER:

The petitioner, in effect, seeks a direction to the respondent to receive his application and consider it for issuing fresh passport with his correct date of birth as 30.05.1975 as per his school certificate.

The grievance of the petitioner is that in the passport obtained by him on 25.04.1997 his date of birth was wrongly recorded as 24.01.1977 instead of 30.05.1975 and when he filed an application before the respondent for correction of his date of birth in the passport, the respondent refused to entertain the application. Hence, the writ petition.

Heard learned counsel for the petitioner and learned Standing Counsel for respondent.

The petitioner has not filed any material before this Court to show that he has filed an application before the respondent for correction of his date of birth in the passport issued to him on 25.04.1997 and the respondent refused to receive the same. Therefore, I am of the view that this writ petition is premature one.

In view of the same, the writ petition is dismissed. No order as to costs.

However, the petitioner is at liberty to file an application along with relevant material before the respondent for correction of his date of birth in the passport

issued to him on 25.04.1997, and on filing such an application, the respondent is at liberty to consider the same and pass appropriate orders thereon in accordance with law.

_____

(N.V. RAMANA, J)

Date: 15.12.2004

Nsr/Bsc

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Regional Passport Officer, Secunderabad.

2 Two CD copies.